

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL ACTION NO. 1:11-CV-245-MR-DCK**

CHARLES T. LEE, )  
v. Plaintiff, )  
NORFOLK SOUTHERN RAILWAY CO., )  
Defendant. )

ORDER

**THIS MATTER IS BEFORE THE COURT** on Plaintiff's "Motion To Examine/Confirm Discovery Scheduling Order" (Document No. 22) filed September 11, 2012. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, and noting consent of Defendant's counsel, the undersigned will grant the motion.

**IT IS, THEREFORE, ORDERED** that Plaintiff's "Motion To Examine/Confirm Discovery Scheduling Order" (Document No. 22) is **GRANTED**. The current Discovery Scheduling Order shall remain in effect.

**SO ORDERED.**

Signed: September 12, 2012

*D C. K.*  
David C. Keesler  
United States Magistrate Judge